



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

MAY 17 2013

Robert F. Bauer
Perkins Coie
700 Thirteenth Street, NW #600
Washington, DC 20005

RE: MUR 6081
American Issues Project, Inc.
Ed Martin
Ed Failor, Jr.
Harold Simmons

Dear Mr. Bauer:

The Federal Election Commission has considered the allegations contained in your client Obama for America's complaint dated September 26, 2008, but there was an insufficient number of votes to: (1) find reason to believe American Issues Project, Inc. violated 2 U.S.C. §§ 432, 433, and 434; (2) find no reason to believe American Issues Project, Inc. violated 2 U.S.C. § 441a(f); or (3) dismiss the allegation that American Issues Project, Inc. violated 2 U.S.C. § 434(c) and 11 C.F.R. § 109.10(c). The Commission, however, found no reason to believe Harold Simmons violated 2 U.S.C. § 441a(a)(1)(C) and (a)(3) and no reason to believe that Ed Martin and Ed Failor, Jr. violated the Act. Accordingly, on May 7, 2013, the Commission closed the file in this matter. A Statement of Reasons providing a basis for the Commission's decision will follow.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66,132 (Dec. 14, 2009).

The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8). If you have any questions, please contact Peter Reynolds, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

William Powers
Assistant General Counsel

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